

HB0841



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB0841

Introduced 2/7/2007, by Rep. Harry R. Ramey, Jr.

SYNOPSIS AS INTRODUCED:

625 ILCS 5/4-214.1

Amends the Illinois Vehicle Code. Provides that the clerk of the court shall (rather than may) notify the Secretary of State whenever a resident of this state fails to pay any fine, charge, or cost imposed for violating the provision of the Code regarding abandonment of vehicles, or a similar provision of a local ordinance.

LRB095 09299 DRH 29493 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by changing
5 Section 4-214.1 as follows:

6 (625 ILCS 5/4-214.1)

7 Sec. 4-214.1. Failure to pay fines, charges, and costs on
8 an abandoned vehicle.

9 (a) Whenever any resident of this State fails to pay any
10 fine, charge, or cost imposed for a violation of Section 4-201
11 of this Code, or a similar provision of a local ordinance, the
12 clerk shall ~~may~~ notify the Secretary of State, on a report
13 prescribed by the Secretary, and the Secretary shall prohibit
14 the renewal, reissue, or reinstatement of the resident's
15 driving privileges until the fine, charge, or cost has been
16 paid in full. The clerk shall provide notice to the owner, at
17 the owner's last known address as shown on the court's records,
18 stating that the action will be effective on the 46th day
19 following the date of the above notice if payment is not
20 received in full by the court of venue.

21 (b) Following receipt of the report from the clerk, the
22 Secretary of State shall make the proper notation to the
23 owner's file to prohibit the renewal, reissue, or reinstatement

1 of the owner's driving privileges. Except as provided in
2 subsection (d) of this Section, the notation shall not be
3 removed from the owner's record until the owner satisfies the
4 outstanding fine, charge, or cost and an appropriate notice on
5 a form prescribed by the Secretary is received by the Secretary
6 from the court of venue, stating that the fine, charge, or cost
7 has been paid in full. Upon payment in full of a fine, charge,
8 or court cost which has previously been reported under this
9 Section as unpaid, the clerk of the court shall present the
10 owner with a signed receipt containing the seal of the court
11 indicating that the fine, charge, or cost has been paid in
12 full, and shall forward immediately to the Secretary of State a
13 notice stating that the fine, charge, or cost has been paid in
14 full.

15 (c) Notwithstanding the receipt of a report from the clerk
16 as prescribed in subsection (a), nothing in this Section is
17 intended to place any responsibility upon the Secretary of
18 State to provide independent notice to the owner of any
19 potential action to disallow the renewal, reissue, or
20 reinstatement of the owner's driving privileges.

21 (d) The Secretary of State shall renew, reissue, or
22 reinstate an owner's driving privileges which were previously
23 refused under this Section upon presentation of an original
24 receipt which is signed by the clerk of the court and contains
25 the seal of the court indicating that the fine, charge, or cost
26 has been paid in full. The Secretary of State shall retain the

1 receipt for his or her records.

2 (Source: P.A. 92-654, eff. 1-1-03; 93-86, eff. 1-1-04.)